



10/24

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:	)	
	)	Group Art Unit: 2122
Marshall Beddoe et al.	)	
	)	Examiner: Unknown
Application No.: 10/821,046	)	
	)	Atty. Docket No.: NAI1P333/
Filed: 04/08/2004	)	04.026.01
	)	
For: SYSTEM AND METHOD OF OPERATING	)	Date: July 11, 2007
<u>SYSTEM IDENTIFICATION</u>	)	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents, Alexandria, VA 22313-1450 on the date noted above.

Signed: \_\_\_\_\_

April Skovmand

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56 AND 1.97(b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

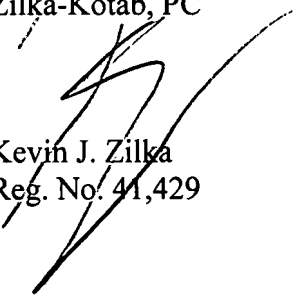
Dear Sir:

The reference(s) listed in the attached PTO Form 1449, cop(ies) of which is attached (when necessary), may be material to examination of the above-identified patent application. Applicants submit the reference(s) in compliance with their duty of disclosure pursuant to 37 CFR §§ 1.56 and 1.97. The Examiner is requested to make the reference(s) of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that the reference(s) indeed constitutes prior art.

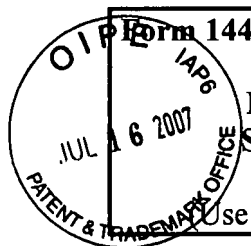
This Information Disclosure Statement is believed to be filed within three months of the filing date of a national application other than a continued prosecution application, within three months of the date of entry of the national stage in an international application, before the mailing of a first Office action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-1351 (Order No.NAI1P333).

Respectfully submitted,  
Zilka-Kotab, PC



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Form 1449 (Modified)

**Information Disclosure  
Statement By Applicant**

(Use Several Sheets if Necessary)

Atty. Docket No.  
NAIIP333/04.026.01

Applicant:  
Beddoe et al.

Filing Date:  
04/08/2004

Application No.:  
10/821,046

Group Art Unit:  
2122

**U.S. Patent Documents**

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	7,000,247	02/14/2006	Banzhof	726	2	12/31/2002
	B	6,298,445	10/02/2001	Shostack et al.	713	201	04/30/1998
	C	2006/0282388	12/14/2006	Solomon et al.	705	52	06/08/2005
	D	2006/0191012	08/24/2006	Banzhof et al.	726	25	02/22/2005
	E	2006/0101517	05/11/2006	Banzhof et al.	726	25	10/28/2004
	F	2005/0216957	09/29/2005	Banzhof et al.	726	25	03/25/2004
	G						

**Foreign Patent or Published Foreign Patent Application**

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-class	Translation	
							Yes	No
	H	WO 03/058457	07/17/2003	WIPO	G06F	12/14	X	
	I	WO 2005/094490	10/13/2005	WIPO	N/A	N/A	X	
	J	WO 2006/049841	05/11/2006	WIPO	G06F	11/00	X	
	K	WO 2006/091425	08/31/2006	WIPO	G06D	11/00	X	
	L							

**Other Documents**

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	M	Request for Reexamination of U.S. Patent No. 7,000,247 filed on 03/02/2006
	N	Copy of Office Action Summary from application no. 10/810,927 which was mailed on 12/15/2006
	O	Copy of Office Action Summary from application no. 10/975,828 which was mailed on 11/15/2006
	P	U.S. Application No. 11/009,782 which was filed on 12/10/2004
	Q	U.S. Application No. 11/410,730 which was filed on 04/25/2006
Examiner		Date Considered

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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### U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	4,954,941	09/04/1990	Redman	364	200	08/31/1988
	B	4,999,806	03/12/1991	Chernow et al.	364	900	09/04/1987
	C	5,237,614	08/17/1993	Weiss	380	23	06/07/1991
	D	5,581,764	12/03/996	Fitzgerald et al.	395	703	05/02/1994
	E	5,649,187	07/15/1997	Hornbuckle	395	610	09/29/1995
	F	5,699,275	12/16/1997	Beasley et al.	364	514	04/12/1995
	G	5,742,829	04/21/1998	Davis et al.	395	712	03/10/1995
	H	5,764,913	06/09/1998	Jancke et al.	395	200.54	04/05/1996
	I	5,771,347	06/23/1998	Grantz et al.	395	186	06/27/1996
	J	5,799,002	08/25/1998	Krishnan	370	234	07/02/1996
	K	5,805,897	09/08/1998	Glowny	395	712	01/09/1995
	L	5,809,329	09/15/1998	Lichtman et al.	395	828	06/07/1995
	M	5,852,812	12/22/1998	Reeder	705	39	08/23/1995
	N	5,854,794	12/29/1998	Pawlowski	370	509	12/16/1996
	O	5,860,012	01/12/1999	Luu	395	712	05/19/1997
	P	5,919,247	07/06/199	Van Hoff et al.	709	217	07/24/1996
	Q	5,931,946	08/03/1999	Terada et al.	713	201	02/06/1997
	R	5,933,646	08/03/1999	Hendrickson et al.	395	712	05/10/1996
	S	5,933,826	08/03/1999	Ferguson	707	9	03/21/1997
	T	5,974,454	10/26/1999	Apfel et al.	709	221	11/14/1997
	U	5,987,611	11/16/1999	Freund	713	201	05/06/1997
	V	5,991,802	11/23/1999	Allard et al.	709	219	11/27/1996
	W	7,003,561	02/21/2006	Magdych et al.	709	223	06/29/2001
	X	7,069,581	06/27/2006	Fu et al.	726	3	10/04/2001
	Y	7,089,589	08/08/2006	Chefalas et al.	726	22	04/10/2001
	Z	7,096,503	08/22/2006	Magdych et al.	726	25	06/29/2001

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	A	7,124,181	10/17/2006	Magdych et al.	709	224	06/29/2001
	B	7,146,642	12/05/2006	Magdych et al.	726	22	06/29/2001
	C	7,152,105	12/19/2006	McClure et al.	709	224	01/15/2002
	D	6,016,499	01/18/2000	Ferguson	707	104	07/21/1997
	E	6,029,247	02/22/2000	Ferguson	713	201	12/09/1996
	F	6,052,710	04/18/2000	Saliba et al.	709	203	06/28/1996
	G	6,061,740	05/09/2000	Ferguson et al.	709	246	07/15/1997
	H	6,073,214	06/06/2000	Fawcett	711	133	09/09/1998
	I	6,078,945	06/20/2000	Hinsley	709	105	07/28/1997
	J	6,094,679	07/25/2000	Teng et al.	709	220	01/16/1998
	K	6,108,649	08/22/2000	Young et al.	707	4	03/03/1998
	L	6,138,157	10/24/2000	Welter et al.	709	224	10/12/1998
	M	6,151,643	11/21/2000	Cheng et al.	710	36	06/07/1996
	N	6,151,708	11/21/2000	Pedrizetti et al.	717	11	12/19/1997
	O	6,157,618	12/08/2000	Boss et al.	370	252	01/26/1999
	P	6,205,552	03/20/2001	Fudge	713	201	12/31/1998
	Q	6,202,207	03/13/2001	Donohue	717	11	08/19/1998
	R	6,219,675	04/17/2001	Pal et al.	707	201	06/05/1997
	S	6,243,766	06/05/2001	Sliger et al.	710	2	04/28/2000
	T	6,256,668	07/03/2001	Slivka et al.	709	220	10/09/1998
	U	6,263,362	07/17/2001	Donoho et al.	709	207	07/09/1999
	V	6,269,456	07/31/2001	Hodges et al.	714	38	01/11/2000
	W	6,272,677	08/07/2001	Lam et al.	717	11	08/28/1998
	X	6,279,113	08/21/2001	Vaidya	713	201	06/04/1998
	Y	6,279,156	08/21/2001	Amberg et al.	717	11	01/26/1999
	Z	6,281,790	08/28/2001	Kimmel et al.	340	506	09/01/1999

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Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	6,282,175	08/28/2001	Steele et al.	370	254	04/23/1998
	B	6,282,546	08/28/2001	Gleuchauf et al.	707	102	06/30/1998
	C	6,282,709	08/28/2001	Reha et al.	717	11	11/12/1997
	D	6,282,712	08/28/2001	Davis et al.	717	11	09/16/1999
	E	6,298,445	10/02/2001	Shostack et al.	713	201	04/30/1998
	F	6,307,841	10/23/2001	Rowles et al.	370	252	08/16/1996
	G	6,324,656	11/27/2001	Gleuchauf et al.	714	37	06/30/1998
	H	6,334,190	12/25/2001	Silverbrook et al.	713	500	03/02/2000
	I	6,347,375	02/12/2002	Reinert et al.	713	200	07/08/1998
	J	6,493,871	12/10/2002	McGuire et al.	717	173	09/16/1999
	K	6,546,493	04/08/2003	Magdych et al.	713	201	11/30/2001
	L	6,721,713	04/13/2004	Guheen et al.	705	1	05/27/1999
	M	6,751,661	06/15/2004	Geddes	709	223	06/22/2000
	N	6,754,895	06/22/2004	Bartel et al.	717	171	04/26/2001
	O	6,766,458	07/20/2004	Harris et al.	713	201	10/03/2000
	P	6,789,202	09/07/2004	Ko et al.	713	201	10/15/1999
	Q	6,862,581	03/01/2005	Lambiase	705	51	12/20/2002
	R	6,859,793	02/22/2005	Lambiase	705	59	12/19/2002
	S	6,920,558	07/19/2005	Sames et al.	713	166	05/22/2001
	T	6,976,068	12/13/2005	Kadam et al.	709	223	09/13/2001
	U	2001/0014150	08/16/2001	Beebe et al.	379	189	01/16/2001
	V	2002/0026591	02/28/2002	Hartley et al.	713	201	04/12/2001
	W	2004/0003266	01/01/2004	Moshir et al.	713	191	03/20/2003
	X	2002/0087882	07/04/2002	Schneier et al.	713	201	01/19/2001
	Y	2002/083337	06/27/2002	Welcher et al.	713	201	12/21/2000
	Z	2002/0087882	07/04/2002	Schneier et al.	713	201	01/19/2001

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### U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	2002/0026591	02/28/2002	Hartley et al.	713	201	04/12/2001
	B	2002/0100036	07/25/2002	Moshir et al.	717	173	09/20/2001
	C	2002/0116639	08/22/2002	Chefalas et al.	713	201	02/21/2001
	D	2002/0138271	09/26/2002	Shaw	704	270	01/24/2001
	E	2002/0147803	10/10/2002	Dodd et al.	709	223	01/31/2002
	F	2002/0188481	12/12/2002	Berg et al.	705	4	10/26/2001
	G	2003/0135749	07/17/2003	Gales et al.	713	200	10/31/2001
	H	2003/0163728	08/28/2003	Shaw	713	201	02/27/2002
	I	2003/0196097	10/16/2003	Korosec et al.	713	185	06/02/2003
	J	2003/0208606	11/06/2003	Maguire et al.	709	227	05/04/2002
	K	2003/0056113	03/20/2003	Korosec	713	200	09/12/2002
	L	2003/0140250	07/24/2003	Taninaka et al.	713	201	03/07/2002
	M	2003/0135749	07/17/2003	Gales et al.	713	200	10/31/2001
	N	2003/0126472	07/03/2003	Banzhof	713	201	12/31/2002
	O	2004/0143753	07/22/2004	Hernacki et al.	713	200	01/21/2003
	P	2004/0098621	05/20/2004	Raymond	713	201	10/16/2003
	Q	2004/0221178	11/04/2004	Aaron et al.	713	201	03/29/2004
	R	2004/0010709	01/15/2004	Baudion et al.	713	201	04/29/2002
	S	2004/0019803	01/29/2004	Jahn	713	201	07/23/2002
	T	2004/0143753	07/22/2004	Hernacki et al.	713	200	01/21/2003
	U	2004/0170153	09/02/2004	Stewart et al.	370	338	03/03/2004
	V	2005/0010821	01/13/2005	Cooper et al.	713	201	04/29/2004
	W	2005/0044037	02/24/2005	Lawrence et al.	705	38	09/15/2004
	X	2005/0111466	05/26/2005	Kappes et al.	370	400	11/25/2003
	Y	2005/0044389	02/24/2005	Oliphant	713	187	07/01/2004
	Z	2005/0201297	09/15/2005	Peikari	370	242	12/08/2004

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Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	2005/0138433	06/23/2005	Linetsky	713	202	12/23/2003
	B	2005/0188419	08/25/2005	Dadhia et al.	726	1	08/13/2004
	C	2005/0022012	01/27/2005	Bluestone et al.	713	2001	09/30/2002
	D	2005/0125685	06/09/2005	Samuelson et al.	713	200	12/05/2003
	E						
	F						
	G						
	H						
	I						
	J						
	K						

### Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-class	Translation	
							Yes	No
	L							
	M							
	N							
	O							
	P							

### Other Documents

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	R	Wolfe et al., "Maintaining remote services and resources over the Internet and other networks" 10-12 June 2002; IEEE, p. 137-138
	S	Peng Lui; "Engineering a distributed intrusion tolerant database system using COTS components" IEEE, Vol. 2, 22-24 April 2003, p. 284-289
	T	International Search Report and Written Opinion from PCT Application No. US05/09689 mailed 01/25/2007
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	A							
	B							
	C							
	D							
	E							

**Other Documents**

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	F	CERT® Advisories, "CERT/CC Advisories 1988-200" <a href="http://web.archive.org/web/20000815055129/http://www.cert.org/advisories/2000">http://web.archive.org/web/20000815055129/http://www.cert.org/advisories/2000</a> , p.1-34
	G	"Review SPQUERY", in Network Computing, Nov. 2000 <a href="http://www.networkcomputer.co.uk/back_iss/prod_update/reviews/spquery4.1.htm">www.networkcomputer.co.uk/back_iss/prod_update/reviews/spquery4.1.htm</a>
	H	"Ready for Windows 2000 Service Pack 1? St. Bernards Software's SPQuery 4.0 is Here Just In Time," Business Wire, August 2, 2000, <a href="http://www.findarticles.com/p/articles/mi_m0EIN/is_August_2/ai_63819686/print">www.findarticles.com/p/articles/mi_m0EIN/is_August_2/ai_63819686/print</a>
	I	Edwards, Mark Joseph, "Useful SPQuery 3.0 automates Finding, installing hotfixes," Infoworld, June 21, 1999 <a href="http://www.infoworld.com/cgi-bin/displayArchive.pl?/99/25/c04-25.46htm">www.infoworld.com/cgi-bin/displayArchive.pl?/99/25/c04-25.46htm</a>
	J	SPQuery Users Manuel, 1st. Quarter 2001
	K	WebConsole Core 4.0 for NetWare, archived May 11, 2000 <a href="http://web.archive.org/web/200005111133746/www.patchlink.com/products/wenw_product...">Web.archive.org/web/200005111133746/www.patchlink.com/products/wenw_product...</a>
	L	"Gravitix The Patch Finder" archived August 15, 2000 <a href="http://web.archive.org/web/20000815094824/www.patchlink.com/products/gravitix.asp">web.archive.org/web/20000815094824/www.patchlink.com/products/gravitix.asp</a>
	M	"Network Vulnerability Assessment Report" archived September 17, 2000 <a href="http://web.archive.org/web/20000917072109/documents.iss.net/literature/InternetScanner/reports/Line_Mgmt_Vulnerability_Assessment_Report.pdf">web.archive.org/web/20000917072109/documents.iss.net/literature/InternetScanner/reports/Line_Mgmt_Vulnerability_Assessment_Report.pdf</a>
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	A							
	B							

**Other Documents**

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	C	"Host Vulnerability Summary Report" archived September 17, 2000 <a href="http://web.archive.org/web/20000917072216/documents.iss.net/literature/InternetScanner/reports/Technician_Host-Vulnerability_Summary_Report.pdf">web.archive.org/web/20000917072216/documents.iss.net/literature/InternetScanner/reports/Technician_Host-Vulnerability_Summary_Report.pdf</a>
	D	"ISS SAFEsuite product: Internet Scanner" archived August 20, 2000 <a href="http://web.archive.org/web/2000082023428/www.iss.net/securing_e-business/security_pr...">web.archive.org/web/2000082023428/www.iss.net/securing_e-business/security_pr...</a>
	E	"To Setup Secure PC Network" archived August 16, 2000 <a href="http://web.archive.org/web/20000816192628/www.citadel.com/downloads/SPC+readme.txt">web.archive.org/web/20000816192628/www.citadel.com/downloads/SPC+readme.txt</a>
	F	"Microsoft Security Glossary" October 29, 2002 <a href="http://www.microsoft.com/security/glossary.mspx">www.microsoft.com/security/glossary.mspx</a>
	G	Stephen Swoyer, "Hotfix Management Tools Maturing" November 19, 2001, ENT News
	H	"Systems Management Server Product Overview, Features" <a href="http://www.microsoft.com">www.microsoft.com</a> ; January 29, 2002
	I	Novel ZENworks Grows Up, February 7, 2000
	J	<a href="http://www.thestandard.com">www.thestandard.com</a> article, December 21, 2000
	K	Topaz white paper; copyright date 2000
	L	Topaz news release; October 4, 1999
	M	<a href="http://www.freshtech.com">www.freshtech.com</a> web pages, pp. 1-8; copyright date 1996-2000
	N	"Benefits of Software Leasing"; December 15, 1998
	O	"Leasing Software"; no later than February 27, 2001
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**Foreign Patent or Published Foreign Patent Application**

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-class	Translation	
							Yes	No
	A							
	B							

**Other Documents**

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	C	Timbale pages 1-4; December 21, 2000
	D	"The Open Software Description Format (OSD)"; August 11, 1997
	E	Computer Associate ManageIT news release; May 8, 2000
	F	<a href="http://www.sitepartrol.com">www.sitepartrol.com</a> pages 1-2; no later than November 28, 2001
	G	<a href="http://www.rhsolution.com">www.rhsolution.com</a> pages 1-4; no later than January 8, 2001
	H	<a href="http://www.hotelhelpdesk.com">www.hotelhelpdesk.com</a> pages 1-4, no later than January 8, 2001
	I	InfraDesk <sup>TM</sup> page; December 21, 2000
	J	<a href="http://www.triactive.com">www.triactive.com</a> page; no later than November 28, 2001
	K	Webopedia.com definitions; copyright date 2001
	L	Technical Comparison of Systems Management Server 2.0 and Novell's ZENworks 2.0; copyright date 2000
	M	SafePatch Description , pp. 1-3; October 2000
	N	SafePatch; October 2000
	O	Marimba Castanet; copyright 2000
	P	<a href="http://www.shavlik.com">www.shavlik.com</a> pages 1-12; copyright date 2001
	Q	HFNetChk, pp. 1-21; copyright date 2001
	R	Welcome to Windows Update page; copyright date 2001
	S	Winfingerprint pages 1-3; no later than September 10, 2001
	T	Shipley, G. "Tools From the Underground", May 29, 2000
	U	Sourceforge.net pages 1-2; copyright date 1999, 2000, 2001
	V	Robinson, C., "Patchlink.com Brings Remote Management Online", December 4, 2000
	W	Coopee, "Building a strong foundation", Network World Fusion, January 31, 2000
Examiner		Date Considered

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<b>Form 1449 (Modified)</b>  <b>Information Disclosure Statement By Applicant</b>  (Use Several Sheets if Necessary)	Atty. Docket No.	Application No.:
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	Applicant:	
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**Other Documents**

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	B	"Q. What is Qchain.exe?" <a href="http://www.ntfaq.com">www.ntfaq.com</a> ; July 23, 2001
	C	"Newly Released Patchlink Update 4.0..." <a href="http://biz.yahoo.com">biz.yahoo.com</a> ; October 14, 2002
	D	Burnback, "Patching up bad patches" <a href="http://www.zdnet.com">www.zdnet.com</a> ; November 22, 2002
	E	Mueller, "Patchlink Helps Keep Windows Closed" <a href="http://www.netowrkcomputing.com">www.netowrkcomputing.com</a> ; September 2, 2002
	F	Patchlink® Update™ 4.0 White Paper: Cross-platform Security Patch Management; Copyright date 2002
	G	Pages numbered as 1-27, from <a href="http://www.bigfix.com">www.bigfix.com</a> ; no later than November 25, 2002
	H	"UpdateEXPERT: Product Reviews & Testimonials" <a href="http://www.stbernard.com">www.stbernard.com</a>
	I	"SPQuery v4.1", <a href="http://www.networkcomputin.co.uk">www.networkcomputin.co.uk</a> November 2000
	J	"Ahead of the Service Pack", <a href="http://www.networkcomputing.co.uk">www.networkcomputing.co.uk</a> ; November 2000
	K	U.S. Application No. 10/975,828 filed on 10/28/2004
	L	U.S. Application No. 10/810,927 filed on 03/25/2004
	M	
	N	
Examiner		Date Considered

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